

TRANSMITTAL FORM

Application No.: 10/679,726
Filing Date: October 6, 2003
First Named Inventor: David Haase, et al
Confirmation No. 2876
Group Art Unit 2187
Examiner: Farrokh, Hashem
Customer No. 24227

Total Number of Pages in this Submission: 19

Docket No. EMC-03-100CIP2

ENCLOSURES (check all that apply)

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| <input checked="" type="checkbox"/> Authorization for the Commissioner to charge Deposit Account No. 05-0889 for fees associated with this transaction (in duplicate) | <input type="checkbox"/> Assignment
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SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

9/9/06
Date: August 9, 2006

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CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8]

I hereby certify that this correspondence and the above-referenced enclosures are being:

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PATENT
EMC-03-100CIP2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<i>APPLICANT:</i>	David Haase, et al	<i>GROUP ART UNIT:</i>	2187
<i>U.S.S.N.:</i>	10/679,726	<i>CONFIRMATION NO.:</i>	2876
<i>FILING DATE:</i>	October 6, 2003	<i>EXAMINER:</i>	Farrokh, Hashem
		<i>CUSTOMER NO.</i>	24227
<i>TITLE:</i>	<i>SYSTEM AND METHOD FOR MANAGING DATA ASSOCIATED WITH COPYING AND RECOVERY PROCEDURES IN A DATA STORAGE ENVIRONMENT</i>		

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

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RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Sir:

This is in response to the Notice of Non-Compliant Amendment mailed July 31, 2006
which was issued in response to applicant's Response to Office Action filed on July 13, 2006.

Applicant: David Haase, *et al.*
U.S.S.N.: 10/679,726
Filing Date: October 6, 2003
EMC Docket No.: EMC-03-100CIP2

The Response to Office Action filed on July 13, 2006 contained a typographical error inadvertently listing the U.S. Serial No. for this application as '10/679,662' in the header section on pages 2 through 12. The correct U.S. Serial No. was recorded on each of the transmittal sheets and on the first page of the Response.

The Response to the Office Action is hereby submitted with the correct U.S. Serial No. '10/679,726' listed in the header on pages 2 through 12. No new matter has been added.

As per a telephone conversation with the Examiner on August 8, 2006 with the attorney noted below, the Notice of Non-Compliant Amendment should have been directed to this application (U.S. Serial No. 10/679,726; Docket No. EMC-03-100CIP2) and not the application listed on the Notice of Non-Compliant Amendment (U.S. Serial No. 10/679,662; Docket No. EMC-03-100CIP1). It was agreed that the Examiner would issue an Interview Summary acknowledging the error in the serial number contained on the Notice of Non-Compliance and a note would be placed in the file wrapper of serial no. 10/679,662 to this effect.

It was also discussed that a Terminal Disclaimer was filed with the Response to Office Action, dated July 13, 2006. The Examiner indicated that the Terminal Disclaimer was entered into the record. Accordingly, a new Terminal Disclaimer is not being filed herewith. However, it is believed that the accompanying Response is fully compliant in response to the Office Action dated April 13, 2006.


This response is being filed with a petition for a one month extension of time for filing a response and the appropriate fee. Any additional fees that may be required for consideration of

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this paper are authorized to be charged as indicated on the one originally-executed and one copy of the Transmittal Form filed herewith.

Respectfully submitted,

Dated: 9/9/06



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